

REMARKS/ARGUMENTS

Reconsideration and allowance of the present application based on the following remarks are respectfully requested. Claims 1-22 have been cancelled. New claims 23-41 have been added. Support for the amendments may be found throughout the specification. No new matter has been added as a consequence of these amendments.

Claims 1, 3-6, 8, 11, 13 and 15 stand rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. Claim 15 stands rejected under 35 U.S.C. §101, for lacking recitation of steps involved in the process. Claims 1-6 stand rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Publication 2003/0153787 ("Carpenter"). Claims 1, 3, 7-14 and 22 stand rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 6,613,817 ("Bouvy '817"). Claims 15-22 stand rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 6,780,910 ("Bouvy '910"). For at least the following reasons, the claims are believed to be patentable over the cited references.

Preliminarily, Applicants note that claim 15 has been cancelled, thereby rendering the rejection under 35 U.S.C. §101, moot. Furthermore, Applicants submit that the claims, as amended, are in full compliance with 35 U.S.C. §112, second paragraph.

With regard to the 102(b) rejections, Applicants submit that neither the mixture of compounds represented by formula (I) nor the method of forming the same, are taught by any of the cited prior art. Similarly, the aqueous emulsion or dispersion of polymeric particles comprising the mixture of compounds represented by formula (I), the aqueous emulsion of alkyd resins comprising a mixture of compounds represented by formula (I), the methods of making an aqueous emulsion of an alkyd resin comprising the mixture of compounds represented by formula (I), and the corresponding paint of the claims, as amended, are taught by any of the cited prior art. Accordingly, Applicants submit that the pending amended claims are patentable over the cited prior art.

Therefore, all objections and rejections having been addressed, it is respectfully submitted that the present application is in a condition for allowance and a Notice to that effect is earnestly solicited.

Should any issues remain unresolved, the Examiner is encouraged to contact the undersigned attorney for Applicants at the telephone number indicated below in order to expeditiously resolve any remaining issues.

Respectfully submitted,

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